

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6724

BILL NUMBER: SB 132

NOTE PREPARED: May 3, 2005

BILL AMENDED: Apr 28, 2005

SUBJECT: Premises liability.

FIRST AUTHOR: Sen. Zakas

FIRST SPONSOR: Rep. Borders

BILL STATUS: Enrolled

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: No Fiscal Impact

Summary of Legislation: This bill provides that if a person enters the premises of a nonprofit religious organization used for worship services with the permission of the nonprofit religious organization, the only duty the nonprofit religious organization has concerning the person is to: (1) warn the person of a hidden danger on the premises if a representative of the nonprofit religious organization has actual knowledge of the hidden danger; and (2) refrain from intentionally harming the person. The bill also provides that if a person enters the premises of a nonprofit religious organization without the permission of the nonprofit religious organization, the only duty the nonprofit religious organization has concerning the person is to refrain from intentionally harming the person. This bill provides that if a customer who purchases childcare services or the customer's child enters premises that are primarily used for worship, that are owned, operated, or controlled by a nonprofit religious organization, and that are used for childcare purposes for which a fee is charged, the childcare provider and nonprofit religious organization have the duty to: (1) warn the customer or the customer's child of a hidden danger on the premises if a representative of the childcare provider or nonprofit religious organization has actual knowledge of the hidden danger; (2) refrain from intentionally harming the customer or the customer's child; and (3) inspect the premises for dangerous hazards and defects, and within a reasonable period of time, correct any hazard or defect.

Effective Date: July 1, 2005.

Explanation of State Expenditures:

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected:

Local Agencies Affected:

Information Sources:

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